

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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EDDIE MOISE,

Petitioner,

-v-

LEROY FIELDS, Superintendent of Fishkill  
Correctional Facility,

Respondent.  
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19-CV-11964 (VSB)

**ORDER**

VERNON S. BRODERICK, United States District Judge:

In light of my December 29, 2021 Opinion & Order adopting Magistrate Judge Robert Lehrburger's Report and Recommendation, (Doc. 47), in its entirety and denying the petition for a writ of habeas corpus, (Doc. 46), and because Petitioner has not made a substantial showing of the denial of a constitutional right, a certificate of appealability will not issue. *See* 28 U.S.C. § 2253(c).

The Clerk of Court is respectfully directed to mail a copy of this Order to the pro se Petitioner.

SO ORDERED.

Dated: February 3, 2022  
New York, New York



Vernon S. Broderick  
United States District Judge